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55 S. LAKE AVENUE, SUITE 710  
PASADENA, CALIFORNIA 91101  
PHONE 626/395-7801  
FAX 626/395-0694**FACSIMILE TRANSMISSION**

**To:** Exr. Ilia I. Ouspenski  
**Title:** Examiner  
**Institution:** United States Patent and Trademark Office  
**Group Art Unit:** 1644  
**U.S. Serial No.:** 09/865,321  
**Facsimile No.:** 703/872-9306  
**Total No. of pages:** 12

**From:** Sarah B. Adriano  
**Date:** July 19, 2004  
**Dkt. No.:** D0028PNP/30436.57USU1

**Certificate under 37 C.F.R. §1.8:** I hereby certify that this paper and the attachments herewith are being deposited by facsimile with the Commissioner for Patents, Alexandria, Virginia 22313-1450 on July 19, 2004.



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Renato Marco P. Domingo

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**OFFICIAL**

**Applicants:** Robert J. Peach et al.  
**Serial No.:** 09/865,321  
**Filed:** May 23, 2001  
**Docket:** D0028PNP/30436.57USU1  
**Title:** SOLUBLE CTLA4 MUTANT MOLECULES AND USES THEREOF

CERTIFICATE UNDER 37 CFR §1.8

I hereby certify that this paper or fee is being deposited by facsimile to Exr. Ilia I Ouspenski, Group Art Unit 1644 at 703/872-9306 with the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on July 19, 2004.

By: Renato Marco P. Dominga

Name: Renato Marco P. Dominga

55 S. Lake Avenue, Suite 710  
Pasadena, California 91101  
July 19, 2004

MAIL STOP AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

We are transmitting herewith the attached:

- ☒ Transmittal sheet, in duplicate, containing Certificate under 37 CFR §1.8  
☒ Amendment in Response to Notice of Non-Compliant Amendment Under 37 C.F.R. §1.121  
☒ No Additional fee is required  
☐ The fee has been calculated as shown below in the "Claims as Amended" table

CLAIMS AS AMENDED

Claims Remaining After Amendment	Highest Number Previously Paid For	Present Extra	Rate	Fee
<b>Total Claims</b>				
65	65	0	x 18.00	\$0.00
<b>Independent Claims</b>				
10	11	0	x 84.00	\$0.00
<b>MULTIPLE DEPENDENT CLAIM FEE</b>				\$0.00
<b>TOTAL FILING FEE</b>				\$0.00

Please charge any additional fees or credit overpayment to Deposit Account No. 50-0306. A duplicate of this sheet is enclosed.

MANDEL & ADRIANO

55 S. Lake Avenue, Suite 710  
Pasadena, California 91101  
(626) 395-7801

By: Sarah B. Adriano

Name: Sarah B. Adriano  
Reg. No.: 34,470  
Customer No. 26941

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Applicants:** Robert J. Peach et al.  
**Serial No.:** 09/865,321  
**Filed:** May 23, 2001  
**Docket:** D0028PNP/30436.57USU1  
**Title:** SOLUBLE CTLA4 MUTANT MOLECULES AND USES THEREOF

**CERTIFICATE UNDER 37 CFR §1.8**

I hereby certify that this paper or fee is being deposited by facsimile to Exr. Ilya I Ouspenski, Group Art Unit 1644 at 703/872-9306 with the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on July 19, 2004.

By:

Name: Renato Marco P. Domingo

55 S. Lake Avenue, Suite 710  
Pasadena, California 91101  
July 19, 2004

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**CLAIMS AS AMENDED**

Claims Remaining After Amendment		Highest Number Previously Paid For		Present Extra		Rate		Fee
Total Claims								
65	-	65	=	0	x	18.00	=	\$0.00
Independent Claims								
10	-	1	=	0	x	84.00	=	\$0.00
MULTIPLE DEPENDENT CLAIM FEE								\$0.00
TOTAL FILING FEE								\$0.00

Please charge any additional fees or credit overpayment to Deposit Account No. 50-0306. A duplicate of this sheet is enclosed.

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By:

Sarah B. Adriano  
Name: Sarah B. Adriano  
Reg. No.: 34,470  
Customer No. 26941

Dkt. D0028PNP; 30436.57USU1 SBA/RDG

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re: Robert J. Peach, et al.

Serial No.: 09/865,321

Patent Examiner: Ilia I. Ouspenski

Filed: May 23, 2001

Group Art Unit: 1644

Title: SOLUBLE CTLA4 MUTANT MOLECULES AND USES THEREOF

55 South Lake Ave., Suite 710  
Pasadena, California 91101  
July 19, 2004MAIL STOP AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir/Madam:

**AMENDMENT IN RESPONSE TO  
NOTICE OF NON-COMPLIANT AMENDMENT UNDER 37 C.F.R. §1.121**

This Amendment is being submitted in response to the Notice of Non-Compliant Amendment, dated June 18, 2004, issued by the U.S. Patent and Trademark Office in connection with the above-identified patent application. A response to the Notice is due July 18, 2004. However, since July 18, 2004 fell on a Sunday, a response filed the next business day, namely, July 19, 2004, is considered timely. Accordingly, this Amendment is being timely filed.